



# राजपत्र, हिमाचल प्रदेश

## (प्रसाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, बोरवार, १८ अगस्त, १९८८/२७ श्रावण, १९१०

हिमाचल प्रदेश सरकार

[Authorised English text of this Department notification No. Udyan-Ka (3)4/81-II, dated the 8th February, 1988 as required under clause (3) of Article 348 of the Constitution of India].

### HORTICULTURE DEPARTMENT

#### NOTIFICATIONS

Shimla-171002, the 19th July, 1988

No. Udyan-Ka (3) 4/81-II.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor, Himachal Pradesh, in consultation with the Himachal Pradesh Public Service Commission is pleased to make the Recruitment and Promotion Rules for Class-II (Gazetted) post of Assistant Marketing Officer, in the pay scale of Rs. 825—1580.T. S./Rs. 1200—1700 (S. G. 20%) in the Department of Horticulture as at Annexure-VII, in supersession of this Department notification of even number, dated 3-9-1987. The Governor, Himachal Pradesh, is further pleased to repeal Recruitment and Promotion Rules for the aforesaid post notified vide notification No. 25-5/69-Hort. (Sectt.), dated 9-12-1971 and amendments carried out thereof from time to time provided that such repeal shall not effect the previous operation of the said rules or anything done or any action taken thereunder shall be deemed to have been validly done or taken under these rules:

1. *Short title & commencement.*—(i) These rules may be called the Himachal Pradesh Horticulture Department Class-II (Gazetted) Service Recruitment and Promotion Rules, 1988.

(ii) These rules shall come into force on the date these are published in the Government Gazette.

#### ANNEXURE-VII

### RECRUITMENT AND PROMOTION RULES FOR THE POST OF ASSISTANT MARKETING OFFICER IN THE DEPARTMENT OF HORTICULTURE IN HIMACHAL PRADESH GOVERNMENT

- |  |   |
|--|---|
| 1. Name of the Post                              | Assistant Marketing Officer.              |
| 2. Number of Post                                | One.                                      |
| 3. Classification                                | Class-II (Gazetted).                      |
| 4. Scale of Pay                                  | Rs. 825—1580 (T.S.)/1200—1700 (S.G. 20%). |
| 5. Whether selection post or non-selection post. | Selection.                                |
| 6. Age for direct recruitment                    | 35 years and below:                       |

Provided that the upper age limit for direct recruits will not be applicable to the candidates already in service of the Government including those who have been appointed on *ad hoc* or on contract basis :

Provided further that if a candidate appointed on *ad hoc* basis had become overage on the date when he was appointed as such he shall not be eligible for any relaxation in the prescribed age limit by virtue of his such *ad hoc* or contract appointment:

Provided further that upper age limit is relaxable for Scheduled Castes/Scheduled Tribes/other categories of persons to the extent permissible under the general or special orders of the Himachal Pradesh Government:

Provided further that the employees of all the Public Sector Corporations and autonomous bodies who happened to be Government servants before absorption in Public Sector Corporations/autonomous bodies at the time of initial constitution of such Corporations/autonomous bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not; however, be admissible to such staff of the public sector corporations/autonomous bodies who were/are subsequently appointed by such corporations/autonomous bodies and are/were finally absorbed in the service of such Corporations/autonomous bodies

after initial constitution of the public sector corporations/autonomous bodies.

*Note 1.*—Age limit for direct recruitment will be reckoned from the last date fixed for receipt of application by the Commission.

*Note 2.*—Age and experience in the case of direct recruitment are relaxable at the discretion of the Himachal Pradesh Public Service Commission in case of the candidate is otherwise well qualified.

7. Minimum educational & other qualifications required for direct recruits.

*Essential :* (i) Master's degree in Horticulture Economics / Agriculture Economics / M.B.A. or equivalent.

OR

(ii) B.Sc. Agriculture/Horticulture/B.Sc. Agriculture with Horticulture Economics or Agriculture Economics as major subject or equivalent followed by three years experience in the marketing of Horticulture produce.

*Desirable qualifications :* Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.

8. Whether age and educational qualification prescribed for direct recruits will apply in the case of the promotees.

Age : No.

Educational qualifications: Yes.

9. Period of probation, if any.

Two years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and reasons to be recorded in writing.

10. Method of recruitment whether by direct recruitment or by promotion, deputation, transfer and the percentage of vacancies to be filled in by various methods.

By promotion failing which by direct recruitment.

11. In case of recruitment by promotion, deputation/transfer, grades from which promotion/deputation/transfer is to be made.

By promotion from amongst the Horticulture Inspectors (Marketing) having 5 years regular service (including *ad hoc* rendered upto 31-12-1983) in the grade.

*Note.*—In all cases of promotion *ad hoc* service rendered in the feeder post upto 31-12-83, if any prior to the regular appointment to the post shall be taken into account towards the length of service as prescribed in these rules for promotion subject to the condition :—

(a) that in all cases where a junior person becomes eligible for consideration by virtue of his total length of service (including *ad hoc* service rendered upto 31-12-1983) in the feeder post. In view of the provisions referred to above, all persons senior to him in the respective category post/cadre shall be deemed to be eligible for consideration and placed above the junior person in the field of consideration :

Provided that all incumbents to be considered for promotion shall possess the minimum qualifying service of at least three years or that prescribed in the Recruitment and Promotion Rules for the post, whichever is less:

Provided further that where a person becomes ineligible to be considered for promotion on account of the requirements of the preceding proviso, the person(s) junior to him shall also be deemed to be ineligible for consideration for such promotion.

(b) Similarly, in all cases of confirmation, *ad hoc* service rendered in the post upto 31-12-1983 if any, prior to the regular appointment against such post shall be taken into account towards the length of service:

Provided that the *inter-se* seniority as a result of confirmation after taking into account *ad hoc* service shall remain unchanged.

(c) *Ad hoc* service rendered after 31-12-1983 shall not be taken into account for confirmation/promotion purpose.

*Note*—Provisions of rules 10 and 11 are to be revised by the Government in consultation with the Commission as and when the number of posts under rule 2 are increased.

12. If a Departmental Promotion Committee exists, what is its composition.

The D. P. C. will be presided over by the Chairman of the Himachal Pradesh Public Service Commission, or a member thereof to be nominated by the Chairman.

13. Circumstances under which the Himachal Pradesh Public Service Commission is to be consulted in making recruitment.

As required under the law.

14. Essential requirement for a direct recruit

A candidate for appointment to any service or post must be :—

(a) a citizen of India, or

(b) a subject of Nepal, or

(c) a subject of Bhutan, or

(d) a Tibetan refugee, who came over to India before the 1st January, 1962 with the intention of permanently settling in India, or

(e) a person of Indian origin who has migrated from Pakistan, Burma, Sri Lanka, East African countries of Kenya, Uganda, the United Republic of Tanzania (formerly Tanganyika and Zanzibar), Zambia, Malawi, Zaire and Ethiopia with the intention of permanently settling in India:

Provided that a candidate belonging to categories (b), (c), (d) and (e) shall be a person in whose favour a certificate of eligibility has been issued by the Government of India.

A candidate in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Himachal Pradesh Public Service Commission or other recruiting authority, but the offer of appointment may be given only after the necessary eligibility certificate has been issued to him by the Government of India.

#### 15. Selection for appointment to post by direct recruitment.

Selection for appointment to the post in the case of direct recruitment shall be made on the basis of *viva-voce* test; and if the Himachal Pradesh Public Service Commission or other recruiting authority, as the case may be, so consider necessary or expedient by a written test or a practical test, the standard/syllabus etc. of which will be determined by the Commission/other recruiting authority as the case may be.

#### 16. Reservation

The appointment to this service shall be subject to orders regarding reservation in the service for Scheduled Castes/Scheduled Tribes/Backward Classes/other categories of persons issued by the Himachal Pradesh Government from time to time.

#### 17. Power to relax

Where the State Government is of the opinion that it is necessary or expedient so to do, it may be ordered for reasons to be recorded in writing and in consultation with the Himachal Pradesh Public Service Commission relax any of the provisions of these rules with respect to any class or category of persons or posts.

#### 18. Departmental examination

(1) Every member of the service shall pass a departmental examination as prescribed in the Departmental Examination Rules, 1976 as amended from time to time, failing which he shall not be eligible to:—

- (i) cross the efficiency bar next due;
- (ii) confirmation in the service even after completion of probationary period; and

(iii) promotion to the next higher post:

Provided that an officer who has qualified the departmental examination in whole or in part prescribed under any rules before the notification of these rules, shall not be required to qualify the whole or in part of the examination, as the case may be:

Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who has attained the age of 45 years on the 1st March, 1976, shall not be required to qualify the departmental examination prescribed under these Rules:

Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who had not attained the age of 45 years on 1-3-1976 shall not be required to qualify the departmental examination prescribed under these rules on attaining the age of 50 years for the purpose of:

- (i) crossing the efficiency bar next due; and
- (ii) confirmation in the service after completion of probationary period.

(2) An officer on promotion to a higher post in his direct line of promotion shall not be required to pass the aforesaid examination if he has already passed the same in the lower gazetted post.

(3) The Government may in consultation with the Himachal Pradesh Public Service Commission, grant in exceptional circumstances and for reasons to be reduced to writing, exemption in accordance with the Departmental Examination Rules to any class or category of persons from departmental examination in whole or in part provided that such officer is not likely to be considered for any other higher promotion before the date of his superannuation.

[Authorised English text of this Department notification No. Udyan-Ka (3) 4/81-II, dated the 6th February, 1988 as required under clause (3) of Article 348 of the Constitution of India].

Shimla-2, the 19th July, 1988

No. Udyan-Ka(3)4/81-II. —In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Governor of Himachal Pradesh, in consultation with the Himachal Pradesh Public Service Commission, is pleased to make the Recruitment and Promotion Rules for Class-I (Gazetted) post of Dy. Director of Horticulture/Project Co-ordinator, in the pay scale of Rs. 1200—185), in the Department of Horticulture as at Annexure-IX, in supersession of this Department notification of even number, dated 3-9-87. The Governor, Himachal Pradesh is further pleased to repeal R&P Rules for the aforesaid post notified vide notification

No. 25-5/69-Hort. (Sectt.), dated 9-12-71 and amendments carried out thereof from time to time provided that such repeal shall not effect the previous operation of the said rules or anything done or any action taken thereunder shall be deemed to have been validly done or taken under these rules.

1. **Short title and commencement.**—(i) These rules may be called the H. P. Horticulture Department (Class-I Gazetted) Services Recruitment and Promotion Rules, 1988.

(ii) These Rules shall come into force on the date these are published in the Government Gazette.

### ANNEXURE-IX

## RECRUITMENT AND PROMOTION RULES FOR THE POST OF DY. DIRECTOR OF HORTICULTURE/PROJECT CO-ORDINATOR IN THE DEPARTMENT OF HORTICULTURE IN HIMACHAL PRADESH GOVERNMENT

- |  |   |
|--|---|
| 1. Name of the post                              | .. Dy. Director of Horticulture/Project Co-ordinator. |
| 2. Number of posts                               | .. Five   |
| 3. Classification                                | .. Class-I (Gazetted)                                 |
| 4. Scale of pay                                  | .. Rs. 1200—1850                                      |
| 5. Whether Selection post or non-selection post. | .. Selection  |
| 6. Age for direct recruitment                    | .. 45 years and below:                                |

Provided that the upper age limit for direct recruits will not be applicable to the candidates already in service of the Government including those who have been appointed on *ad hoc* or on contract basis:

Provided further that if a candidate appointed on *ad hoc* basis had become overage on the date when he was appointed as such he shall not be eligible for any relaxation in the prescribed age limit by virtue of his such *ad hoc* or contract appointment:

Provided further that upper age limit is relaxable for Scheduled Castes/Scheduled Tribes/Other categories of persons to the extent permissible under the general or special orders of the Himachal Pradesh Government:

Provided further that the employees of all the public sector corporations and autonomous bodies who happened to be Government servants before absorption in public sector Corporation/autonomous bodies at the time of initial constitution of such corporation/autonomous bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not, however, be admissible to such staff of the public sector corporations/autonomous bodies who were/are subsequently appointed by such corporations/autonomous bodies and are/were finally absorbed in the service of such corporations/autonomous bodies after initial constitu-



tion of the public sector corporations/autonomous bodies.

*Note 1.*—Age limit for direct recruitment will be reckoned from the last date fixed for receipt of application by the Commission.

*Note 2.*—Age and experience in the case of direct recruitment are relaxable at the discretion of the Himachal Pradesh Public Service Commission in case of the candidate is otherwise well qualified.

*Essential:*

(i) Master's degree in Horticulture or its equivalent.

(ii) At least 5 years experience of Horticulture Development in hilly areas including 3 years experience in responsible Administrative post.

*Desirable:*

(i) Ph.D. degree in Horticulture.

(ii) Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.

*Age:* No.

*Educationl qualifications:* No.

Two years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and reasons to be recorded in writing.

50% by promotion; and  
50% by direct recruitment.

7. Minimum educational and other qualifications required for direct recruits.
8. Whether age and educational qualification prescribed for direct recruits will apply in the case of the promotees.
9. Period of probation, if any
10. Method of recruitment whether by direct recruitment or by promotion, deputation, transfer and the percentage of vacancies to be filled in by various methods.
11. In case of recruitment by promotion, deputation/transfer, grades from which promotion/deputation/transfer is to be made.

By promotion from amongst the District Horticulture Officers/Horticulture Development Officers/Subject Matter Specialist/Nursery Production Officer/Mushroom Development Officers/Assistant Project Officer/Assistant Floriculturist in the scale of Rs. 825—1580 (TS) 1200—1700 (S.G. 20%) with 3 years regular service (including *ad hoc* service rendered upto 31-12-1983), in the grade.

*Note.*—In all cases of promotion *ad hoc* service rendered in the feeder post upto 31-12-1983, if any prior to the regular appointment to the post shall be taken into account towards the length of service as prescribed in these rules for promotion subject to the condition:—

- (a) that in all cases where a junior person becomes eligible for consideration by



virtue of his total length of service (including *ad hoc* service rendered upto 31-12-1983) in the feeder post. In view of the provisions referred to above all persons senior to him in the respective category post/cadre shall be deemed to be eligible for consideration and placed above the junior person in the field of consideration :

Provided that all incumbents to be considered for promotion shall possess the minimum qualifying service of at least three years or that prescribed in the recruitment and Promotion Rules for the post, whichever is less:

Provided further that where a person becomes ineligible to be considered for promotion on account of the requirement of the preceding proviso, the person(s) junior to him shall also be deemed to be ineligible for consideration for such promotion.

(b) Similarly, in all cases of confirmation, *ad hoc* service rendered in the post upto 31-12-1983 if any, prior to the regular appointment against such post shall be taken into account towards the length of service:

Provided that the *inter-se* seniority as a result of confirmation after taking into account *ad hoc* service shall remain unchanged.

(c) *Ad hoc* service rendered after 31-12-1983 shall not be taken into account for confirmation/promotion purposes.

**Note 2.**—Provisions of Rules 10 and 11 are to be revised by the Government in consultation with the Commission as and when the number of posts under Rule 2 are increased.

12. If a Departmental Promotion Committee exists, what is its composition.

The D.P.C. will be presided over by the Chairman of the H. P. Public Service Commission or a Member thereof, to be nominated by the Chairman.

13. Circumstances under which the H.P.P.S.C. is to be consulted in making recruitment.

As required under the law.

## 14. Essential requirement for a direct recruit

A candidate for appointment to any service or post must be :—

- (a) a citizen of India, or
- (b) a subject of Nepal, or
- (c) a subject of Bhutan, or
- (d) a Tibetan refugee who came over to India before the 1st January, 1962 with the intention of permanently settling in India, or
- (e) a person of Indian origin who has migrated from Pakistan, Burma, Sri Lanka, East African countries of Kenya, Uganda, the United Republic of Tanzania, (Formerly Tanganyika and Zanzibar), Zambia, Malawi, Zaire and Ethiopia with the intention of permanently settling in India:

Provided that a candidate belonging to categories (b), (c), (d) and (e) shall be a person in whose favour a certificate of eligibility has been issued by the Government of India.

A candidate in whose case a certificate of eligibility is necessary may be admitted to an examination or interview conducted by the Himachal Pradesh Public Service Commission or other recruiting authority, but the offer of appointment may be given only after the necessary eligibility certificate has been issued to him by the Government of India.

## 15. Selection for appointment to post by direct recruitment.

Selection for appointment to the post in the case of direct recruitment shall be made on the basis of *viva-voce* test and if the Himachal Pradesh Public Service Commission or other recruiting authority, as the case may be, so consider necessary or expedient by a written test, the standard/syllabus etc. of which will be determined by the Commission/other recruiting authority as the case may be.

## 16. Reservation

The appointment to this service shall be subject to orders regarding reservation in the services for Scheduled Castes/Scheduled Tribes/Backward Classes/Other categories of persons issued by the H.P. Government, from time to time.

17. Power to relax

Where the State Government is of the opinion that it is necessary or expedient so to do, it may by order for reasons to be recorded in writing and in consultation with the H.P.P.S.C. relax any of the provisions of these rules with respect to any class or category of persons or posts.

18. Departmental Examination.

(1). Every member of the service shall pass a departmental examination as prescribed in the Departmental Examination Rules, 1976 as amended from time to time, failing which he shall not be eligible to :—

- (i) cross the efficiency bar next due,
- (ii) confirmation in the service even after completion of probationary period, and
- (iii) promotion to the next higher post:

Provided that an officer who has qualified the departmental examination in whole or in part prescribed under any rules before the notification of these rules, shall not be required to qualify the whole or in part of the examination as the case may be:

Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who has attained the age of 45 years on the 1st of March, 1976 shall not be required to qualify the departmental examination prescribed under these rules:

Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who had not attained the age of 45 years on 1-3-1976, shall not be required to qualify the departmental examination prescribed under these rules after attaining the age of 50 years for the purposes of (i) crossing the efficiency bar next due and (ii) confirmation in the service after completion of probationary period.

(2) An officer on promotion to the higher post in his direct line of promotion shall not be required to pass the aforesaid examination if he has already passed the same in the lower gazetted post.

(3) The Government may in consultation with the Himachal Pradesh Public Service

Commission, grant in exceptional circumstances and for reasons to be reduced to writing, exemption in accordance with the Departmental Examination Rules to any class or category of persons from the departmental examination in whole or in part provided that such officer is not likely to be considered for any other higher promotion before the date of his superannuation.

S. M. KANWAR,  
*Agriculture Production Commissioner-cum-Secretary.*